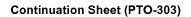
## Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/581,046	SATO ET AL.	
Examiner	Art Unit	

	Doris L. Lee	1796	
The MAILING DATE of this communication appea	ars on the cover sheet with the o	orrespondence add	ress
THE REPLY FILED 30 September 2009 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.			
1.  The reply was filed after a final rejection, but prior to or on application, applicant must timely file one of the following rapplication in condition for allowance; (2) a Notice of Appe for Continued Examination (RCE) in compliance with 37 C periods:	eplies: (1) an amendment, affidavi al (with appeal fee) in compliance	t, or other evidence, w with 37 CFR 41.31; or	hich places the (3) a Request
a) The period for reply expires 3 months from the mailing date of this Acono event, however, will the statutory period for reply expire la Examiner Note: If box 1 is checked, check either box (a) or (b) MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f)	dvisory Action, or (2) the date set forth ter than SIX MONTHS from the mailing o). ONLY CHECK BOX (b) WHEN THE	g date of the final rejectio	n.
Extensions of time may be obtained under 37 CFR 1.136(a). The date of have been filed is the date for purposes of determining the period of extender 37 CFR 1.17(a) is calculated from: (1) the expiration date of the slipset forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	ension and the corresponding amount of the control of the corresponding amount of the control of the corresponding amount of the corresponding	of the fee. The appropria nally set in the final Offic	ate extension fee e action; or (2) as
2. The Notice of Appeal was filed on A brief in compl filing the Notice of Appeal (37 CFR 41.37(a)), or any exten Notice of Appeal has been filed, any reply must be filed with AMENDMENTS	sion thereof (37 CFR 41.37(e)), to	avoid dismissal of the	
3. The proposed amendment(s) filed after a final rejection, b  (a) They raise new issues that would require further con  (b) They raise the issue of new matter (see NOTE below  (c) They are not deemed to place the application in bett appeal; and/or  (d) They present additional claims without canceling a content of the second con	sideration and/or search (see NOTw); er form for appeal by materially red	ΓE below); ducing or simplifying th	
NOTE: (See 37 CFR 1.116 and 41.33(a)).  4.  The amendments are not in compliance with 37 CFR 1.12  5.  Applicant's reply has overcome the following rejection(s):  6.  Newly proposed or amended claim(s) would be allowed non-allowable claim(s).	 owable if submitted in a separate, t	timely filed amendmer	nt canceling the
7.  For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is provided the status of the claim(s) is (or will be) as follows:  Claim(s) allowed:  Claim(s) objected to:  Claim(s) rejected: 1-12 and 22-27.  Claim(s) withdrawn from consideration:  AFFIDAVIT OR OTHER EVIDENCE		l be entered and an ex	planation of
<ol> <li>The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e).</li> </ol>			
<ol> <li>The affidavit or other evidence filed after the date of filing a entered because the affidavit or other evidence failed to over showing a good and sufficient reasons why it is necessary</li> </ol>	vercome <u>all</u> rejections under appea and was not earlier presented. Se	al and/or appellant fails see 37 CFR 41.33(d)(1)	s to provide a ).
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER		•	
11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  see attached advisory action.			
<ul><li>12. ☐ Note the attached Information <i>Disclosure Statement</i>(s). (I</li><li>13. ☐ Other:</li></ul>	~1 0/58/08) Paper No(\$)		
Nasu Jagannathan/ Supervisory Patent Examiner, Art Unit 1796	/Doris L Lee/ Examiner, Art Unit 1796		



Application No.